UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

NOTICE OF DOCUMENT DISCREPANCIES

FILED
2008 SEP -3 PM 3:08
CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY ___ DEPUTY

TO: ☑ U. S. DISTRICT JUDGE / ☐ U. S. MAGISTRATE JUDGE Whelan

FROM: R. Mullin, Deputy Clerk RECEIVED DATE: 9/2/2008

CASE NO.: 08cv1127 W (POR) DOCUMENT FILED BY: Petitioner

CASE TITLE: Simmons v. Davis

DOCUMENT ENTITLED: Declaration

Upon the submission of the attached document(s), the following discrepancies are noted:

✓	Local Rule	Discrepancy
☐	5.1	Missing time and date on motion and/or supporting documentation
☐	5.3	Document illegible or submitted on thermal facsimile paper
☐	**5.4**	**Document not filed electronically. Notice of Noncompliance already issued.**
☐	7.1 or 47.1	Date noticed for hearing not in compliance with rules/Document(s) are not timely
☐	7.1 or 47.1	Lacking memorandum of points and authorities in support as a separate document
☐	7.1 or 47.1	Briefs or memoranda exceed length restrictions
☐	7.1	Missing table of contents
☐	15.1	Amended pleading not complete in itself
☐	30.1	Depositions not accepted absent a court order
X		**Supplemental documents require court order**
☐		Default Judgment in sum certain includes calculated interest
☐		OTHER:

Date forwarded: 9/3/2008

ORDER OF THE JUDGE / MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

☐ The document is to be filed nunc pro tunc to date received.

☒ The document is NOT to be filed, but instead REJECTED. and it is ORDERED that the Clerk serve a copy of this order on all parties.

Rejected document to be returned to pro se or inmate? ☒ Yes. Court Copy retained by chambers ☐

Counsel is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83.1

CHAMBERS OF: W

Dated: 9/3/08 By: [signature] ProSe

cc: All Parties

K:\COMMON\FORMS\CIVCRM35.WPD
Form # Civ/Crim 35 (4/98) -- [Docuument Discrepancy / Court Order]

MC-030

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
CARL DWAYNE SIMMONS [dob 8/24/71] CDC#E-96088
Wasco State Prison - Reception Center
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P.O. Box 8800
Wasco, CA 93280-8800
TELEPHONE NO.: (661) 758-8400 FAX NO. (Optional): (415) 356-5126
E-MAIL ADDRESS (Optional): region20@nlrb.gov
ATTORNEY FOR (Name): IAB# 0727368 ADA-CIP.

ENTERED MAY 1 0 2008

REJECTED

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Imperial
STREET ADDRESS: Fed. Office Bldg.
MAILING ADDRESS: 880 Front St., Ste. 4290
CITY AND ZIP CODE: San Diego CA 92101-8900
BRANCH NAME: "®" In Propria Persona

PLAINTIFF/PETITIONER: Carl Simmons,
DEFENDANT/RESPONDENT: Davis,

DECLARATION

CASE NUMBER: 08-1127 W (POR)

— CONFIDENTIAL MAIL —
This letter was opened and searched in the presence of the inmate addressee.
Delivered by: ~~C/O J. Berg~~ Officer
Received by: ______ Inmate
Date: ~~6/8/07~~

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 08/18/2008

CARL SIMMONS,
(TYPE OR PRINT NAME)

Mr. Carl D. Simmons Jr. n.a.
(SIGNATURE OF DECLARANT)

☐ Attorney for ☐ Plaintiff ☐ Petitioner ☐ Defendant
☐ Respondent ☒ Other (Specify): D052978 [271 Cal.Rptr.893].